

Report Type: Initial

INCIDENT REPORT

I N C I D E N T	Incident Number	Occurrence From Date / Time		Occurrence To Date / Time		Reported Date / Time		CAD Number	
		04/10/2016 08:47				04/10/2016 08:47		161010927	
	Type of Incident								
	LODGING WITHOUT PERMISSION 27199 PUBLIC NUISANCE, COMMITTING 19010								
	Location of Occurrence: At Intersection with/Premise Type District								
SHOTWELL ST		19TH ST / SIDEWALK				MISSION			
Confidential Report? <input type="checkbox"/>	Arrest Made? <input type="checkbox"/>	Suspect Known? <input checked="" type="checkbox"/>	Suspect Unknown? <input type="checkbox"/>	Non-Suspect Incident? <input type="checkbox"/>	Domestic Violence? <input type="checkbox"/>	(Type of Weapon Used)		Reporting Unit	
								3D73	
Location Sent / On View:				At Intersection with			Reporting District		
SHOTWELL ST				19TH ST			MISSION		
Crime and Clearance Status	Reported to Bureau	Name	Star	Date/ Time	Elder Victim <input type="checkbox"/>	Gang Related? <input type="checkbox"/>	Juvenile Subject? <input type="checkbox"/>	Prejudice Based? <input type="checkbox"/>	
0									
Have you reviewed the attached list of procedures required by Department General Order (DGO) 7.04?									

O F F I C E R A T I O N	I declare under penalty of perjury, this report of <u>4</u> pages is true and correct, based on my personal knowledge, or is based on information and belief following an investigation of the events and parties involved.							
	PROP 115 CERTIFIED Post Training							
	Reporting Officer	Star	Station	Watch	Date			
	ZIEGLER, ERIK M	4306	Mission Station	0600-1600	04/10/16 13:50			
	Reviewing Officer	Star	Station	Watch	Date			
MONTOYA, ANTHONY M	1522	Mission Station	1400-2400	04/10/16 13:56				
OIC	Star	Station	Watch	Date				
MONTOYA, ANTHONY M	1522	Mission Station	1400-2400	04/10/16 13:57				
Related Case	Related Case	Re-assigned to	Assigned to			Assigned by		
-	-	Copies to 3*300	3*300 Add'l Copies			EZ 4306		

R E P O R T E E	Code	Name (Last, First Middle)		Alias		Email						
	R 1	SFPD #4306, SFPD #1273										
	Day Phone	Type	Home Address		City	State	Zip Code					
	Night Phone	Type	Work Address		City	State	Zip Code					
	DOB / Age	DOB	or age between and	Race	Sex	Height	Weight	Hair Color	Eye Color	ID Type	Jurisd	ID No.
		Unk. <input type="checkbox"/>										
Confidential Person <input type="checkbox"/>	Violent Crime Notification <input type="checkbox"/>	293 PC Notification <input type="checkbox"/>	Star	Follow-up Form YES <input type="checkbox"/>	Statement YES <input type="checkbox"/>	Relationship to Subject KNOWN						
School (if Juvenile)	Injury/Treatment NONE		Other Information/If Interpreter Needed Specify Language									
Interpreter Needed <input type="checkbox"/>	Language	Language Description(if Other)		Language Line Service/Interpreter ID#		Bilingual Ofc Star#						

R E P O R T E E	Code	Name (Last, First Middle)		Alias		Email						
	R 2	UNKNOWN, [REDACTED]				unknown						
	Day Phone	Type	Home Address		City	State	Zip Code					
	Night Phone	Type	Work Address		City	State	Zip Code					
	DOB / Age	DOB	or age between and	Race	Sex	Height	Weight	Hair Color	Eye Color	ID Type	Jurisd	ID No.
		Unk. <input type="checkbox"/>										
Confidential Person <input type="checkbox"/>	Violent Crime Notification <input type="checkbox"/>	293 PC Notification <input type="checkbox"/>	Star	Follow-up Form YES <input type="checkbox"/>	Statement YES <input type="checkbox"/>	Relationship to Subject UNKNOWN						
School (if Juvenile)	Injury/Treatment		Other Information/If Interpreter Needed Specify Language									
Interpreter Needed <input type="checkbox"/>	Language	Language Description(if Other)		Language Line Service/Interpreter ID#		Bilingual Ofc Star#						

San Francisco Police Department
SFPD Records (415) 675-7232
INCIDENT REPORT

Report Type: **Initial**

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Code A 1	Name (Last, First Middle)			Alias			Email none		
Day Phone	Type	Home Address			City			State	Zip Code
Night Phone	Type	Work Address			City			State	Zip Code
DOB Unknown <input type="checkbox"/>	Date of Birth	Age	or age between and		Race	Sex	Height	Weight	Hair Color
Eye Color									
[REDACTED]									
Booking Charge(s)					Booking Location				
Warrant #	Court#	Action#		Dept#		Enroute to			
Warrant Violation(s)								Bail (\$)	
Citation#	Violation(s)				Appear Date/time		Location of Appearance		
<input type="checkbox"/> CA Form Booked Copy Attached	Mirandized: Star <input type="checkbox"/>		Date Time		CWB Check		Star		
Book/Cite Approval	Star	Mass Arrest Code		M X-Rays <input type="checkbox"/>	School (If Juvenile)			Statement <input type="checkbox"/>	
Other Information: Citation/Warrant/Booking Charge(s)/Missing Person-Subject Description; Scars, Marks, Tattoos LSW: BLACK SWEATSHIRT, BLACK POLO SHIRT, DARK PANTS.									
Interpreter Needed <input type="checkbox"/>	Language		Language Description(if Other)		Language Line Service/Interpreter ID#			Bilingual Ofc Star#	

San Francisco Police Department
 SFPD Records # 1979157232
INCIDENT REPORT

Report Type: Initial

A 2 M O N I S H E D	Code A 2	Name (Last, First Middle)			Alias			Email none			
	Day Phone		Type	Home Address		City		State	Zip Code		
	Night Phone		Type	Work Address		City		State	Zip Code		
	DOB Unknown <input type="checkbox"/>	Date of Birth	Age	or age between and		Race	Sex	Height	Weight	Hair Color	Eye Color
	SFNO	J/D# (if Juvi)	ID Type/Jurisdiction/Number			ID Type/Jurisdiction/Number		ID Type/Jurisdiction/Number			
	Booking Charge(s)					Booking Location					
	Warrant #		Court#	Action#		Dept#		Enroute to			
	Warrant Violation(s)							Bail (\$)			
	Citation#		Violation(s)			Appear Date/time		Location of Appearance			
	<input type="checkbox"/> CA Form Booked Copy Attached		Mirandized: Star <input type="checkbox"/>		Date Time		CWB Check		Star		
Book/Cite Approval		Star	Mass Arrest Code		M X-Rays <input type="checkbox"/>	School (if Juvenile)		Statement <input type="checkbox"/>			
Other Information: Citation/Warrant/Booking Charge(s)/Missing Person-Subject Description; Scars, Marks, Tattoos LSW: GREY HOODIE, DARK GREY SWEATPANTS, GREEN BACK PACK											
Interpreter Needed <input type="checkbox"/>		Language		Language Description(if Other)		Language Line Service/Interpreter ID#		Bilingual Ofc Star#			
P R O P E R T Y	Code/No EVD 1	Item Description PHOTOGRAPHS				Brand		Model			
	Serial No.		Gun Make	Caliber	Color MUL/COL	Narcotics Lab No.		Quantity 3	Value TBD		
	Seized by (Star) 4306		From Where SHOTWELL ST/19TH ST								
	Additional Description/Identifying Numbers THREE (E1) PHOTOGRAPHS OF [REDACTED], TENT AND BELONGINGS THE PHOTOGRAPHS HAVE BEEN ELECTRONICALLY UPLOADED/ SCANNED TO THE DOCUMENT SECTION OF THIS REPORT.										

San Francisco Police Department
OFFICIAL RECORDS 1415 0015 1232
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NARRATIVE

While assigned to the Mission Police District, I have responded to numerous citizen complaints regarding illegal homeless encampments, tents, trash, drug paraphernalia, hypodermic syringes, and other miscellaneous debris. These encampments often block/obstruct sidewalks and/or create a public health hazard due to debris, human waste, and drug paraphernalia left in/around them.

On Sunday, April 10, 2016 at approximately 1110 hours, Officer Kunaboot #1273 and I were in full police uniform driving a marked patrol vehicle assigned to Mission Station (Co D). At the listed time we were dispatched to the intersection of Shotwell Street at 19th Street regarding a "large homeless encampment blocking the sidewalk." (CAD # [REDACTED], RP Name: [REDACTED] (tel. [REDACTED])).

An additional call for service regarding the same encampment was also called in by DPW (CAD #161011329).

Upon arrival I noticed an erected tent was located on the east side of Shotwell Street near 19th Street. The green tent had a white tarp covering it as well as an additional brown tarp. I also saw various pieces of furniture, a shopping cart full of miscellaneous items, and trash surrounding the tent.

I recognized the owners/ occupants of the tent as (ADM1) [REDACTED] and (ADM2) [REDACTED]

Officer Kunaboot approached [REDACTED] and [REDACTED] and began speaking with them about not being able to erect a tent and lodge on city streets. Officer Kunaboot asked [REDACTED] and [REDACTED] to disassemble their tent as they were in violation of illegal lodging. [REDACTED] told Officer Kunaboot that she would not take down her tent and to issue her a citation because she would not pay for it anyway.

During this time a member of the homeless coalition approached us and began video recording the incident. [REDACTED] and [REDACTED] began telling us that the police department was harassing them because they were witnesses in a shooting that involved a Sergeant in the San Francisco Police Department and a homeless man that lived next to them. [REDACTED] continued by saying we would not be harassing them if they didn't report that the Sergeant unnecessarily killed someone.

The member of the homeless coalition began asking me questions regarding Mayor Ed Lee's statements about the homeless. I told the member of the homeless coalition that I was not familiar with Ed Lee's statements and that I needed to handle [REDACTED] and [REDACTED]'s illegal lodging first. The member of the homeless coalition remained on scene and filmed Officer Kunaboot and myself from multiple angles and held his camera up to record anytime I spoke with [REDACTED] or [REDACTED]. The member also gave [REDACTED] and [REDACTED] (who is approximately [REDACTED]) a cigarette each to smoke. I advised [REDACTED] that smoking while [REDACTED] was not advised; she snickered at me in response.

I told [REDACTED] that I would prefer she take down her tent rather than have us issue her a citation. [REDACTED] eventually changed her mind and agreed to take down the tent in lieu of receiving a citation. [REDACTED] and [REDACTED] were admonished for the violations of Penal Code § 647[e] (illegal lodging) and Penal Code § 372 (maintaining a public nuisance).

I took three (E1) photographs of [REDACTED], the erect tent, and surrounding debris/ miscellaneous trash and uploaded a copy of the photograph to the document section of this report.